

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231

www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/899,718

745 Fifth Avenue

New York, NY 10151

FROMMER LAWRENCE & HAUG LLP

07/05/2001

Stefanie Sprunck

514413-3886

CONFIRMATION NO. 4044

FORMALITIES LETTER

OC000000007549635

Date Mailed: 02/28/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of
 the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as
 indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a
 substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content
 of the sequence listing information recorded in computer readable form is identical to the written (on paper
 or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR
 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

05/02/2002 YPOLITE1 00000001 09899718

01 FC:105

130.00 OF

A copy of this notice MUST be returned with the reply.

Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

04-30-02 min

8 MP # PATENT GOX S EC

APR 2 9 2002

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Sprunck et al

U.S. Serial No.

09/899,718

Filing Date

July 5, 2001

For

PROMOTORS FOR GENE EXPRESSION IN

CARYOPSES OF PLANTS

Group Art Unit

1645

Confirmation No.

4044

745 Fifth Avenue, New York, NY 10151

EXPRESS MAIL

Mailing Label Number: EV 073648670 US

Date of Deposit:

April 29, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to the Honorable Commissioner of Patents and Trademarks, Washington, DC 20231.

JAJarias Jackson

(Signature of person mailing paper or fee)

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL <u>APPLICATION</u>

Commissioner for Patents Box Missing Parts Washington, D.C. 20231

Dear Sir:

This is in response to the Notice to file Missing Parts of Nonprovisional Application mailed February 28, 2002, setting a two-month period for reply. Enclosed herewith is the